

## **900 KAR 6:020. Certificate of need application fee schedule.**

RELATES TO: KRS 216B.040(3)(c)

STATUTORY AUTHORITY: KRS 216B.040(3)(c)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 216B.040(3)(c) authorizes the Cabinet for Health and Family Services to establish, by administrative regulation, reasonable application fees for certificates of need. This administrative regulation establishes the fee schedule for certificate of need applications.

Section 1. (1) A certificate of need application that is submitted by an existing licensed healthcare facility or service that has met the emergency circumstances provision as provided in 900 KAR 6:080 and has received notice from the Office of Inspector General that an emergency exists shall be assessed an application fee of \$100.

(2) A certificate of need application not proposing a capital expenditure or proposing a capital expenditure of up to \$200,000 shall be assessed an application fee of \$1,000.

(3) A certificate of need application that proposes a capital expenditure greater than \$200,000 up to \$5,000,000 shall be assessed an application fee of five-tenths (.5) percent of the capital expenditure, computed to the nearest dollar.

(4) A certificate of need application that proposes a capital expenditure greater than \$5,000,000 shall be assessed an application fee of \$25,000.

Section 2. (1) The application fee shall be submitted with the application.

(2) An application shall not be deemed complete until the application fee has been paid.

(3) An application fee shall be refunded only if notice of withdrawal of the application is received by the cabinet within five (5) working days of the date the application is received by the Cabinet for Health and Family Services. (23 Ky.R. 2380; eff. 12-18-1996; 29 Ky.R. 1894, 2290; eff. 3-19-2003; 32 Ky.R. 1786; eff. 6-2-2006; 36 Ky.R. 2256; 37 Ky.R. 736; eff. 9-15-2010; 45 Ky.R. 472, 1238, 1622; eff. 12-12-2018.)